

213 (THROUGH VIDEO CONFERENCING)

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRWP-5512-2020

Date of decision : October 27, 2020

Mastu Khan

..... Petitioner

State of Punjab and others

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Ravi Kamal, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, DAG., Punjab.

Manjari Nehru Kaul, J (Oral):

This is a petition under Article 226/227 of the Constitution of India read with Section 482 Cr.P.C Section 3 (aa) of the Punjab Good Conduct Prisoners (Temporary Release) Act, 1962 for issuance of directions to the respondents for releasing the petitioner on parole for a period of six weeks to look after his ailing family during the present times of crisis.

Learned State counsel has filed an affidavit of Deputy Superintendent of Police, Sangrur along with medical reports of the petitioner's parents through e-mail in compliance of order dated 5.10.2020 passed by this Court. The same is taken on record subject to all just exceptions. Registry is directed to tag the same at an appropriate place.

The medical reports of the parents of the petitioner, which are annexed along with the affidavit as Annexure R-1-T and Annexure R-2-T respectively reveal that they are suffering from age related orthopedic problems for which, as per the doctors, no surgical intervention is required.

Learned counsel for the petitioner has also urged that besides his ailing parents at home, his wife and three minor children are also there, for whom necessary financial arrangements shall have to be made, more so, in the prevailing conditions due to the pandemic Covid-19.

The learned State counsel has apprised that in the preceding one year since the conviction of the petitioner, he has not been involved in any jail offence.

Considering the facts and circumstances of the case, a case for grant of parole is made out. The instant petition is disposed of and the petitioner is ordered to be released on parole for a period of three weeks from the date of his actual release from the jail where he is presently lodged subject to his furnishing bail bonds/surety bonds to the satisfaction of the District Magistrate concerned.

It is made clear that the petitioner shall surrender immediately on the expiry of period of three weeks from the date of his actual release.

(MANJARI NEHRU KAUL)
JUDGE

October 27, 2020
archana

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No